

## REMARKS

The Applicants do not believe that examination of this response will result in the introduction of new matter into the present application for invention. Therefore, the Applicants, respectfully, request that this response be entered and that the claims to the present application, kindly, be reconsidered.

The Final Office Action dated March 1, 2006 has been received and considered by the Applicants. Claims 1, 3, 7-18 and 20 are pending in the present application for invention. Claims 1, 3, 7-18 and 20 are rejected by the March 1, 2006 Final Office Action.

The Final Office Action rejects Claims 1, 3, 7-18 and 20 under the provisions of 35 U.S.C. §102(e), as being anticipated by U.S. Patent publication No. 2001/0046304 A1 in the name of Rast (hereinafter referred to as Rast). The Examiner's position is that Rast discloses all the elements defined by the rejected claims.

The rejected claims define subject matter for a recorded message that is played responsive to the external audio signal indicating a predefined audio segment is presented. The recorded message defined by the rejected claims is defined in paragraph 27 of the present invention is a prerecorded message.

The Examiner asserts that paragraph 23 of Rast discloses initiation of a recorded message responsive to the external audio signal. The Applicants, respectfully, point out that Rast teaches the "playing back of a recorded version of the precise received segment of received sound (an 'echo') which was correlated with the stored selection criterion (see paragraph 23). The portion of paragraph 23 within Rast that the Examiner states "such as playing the recorded sound associated with the stored selection criterion"; which refers to the recorded sound discussed above. There is no recorded message that is played back within Rast.

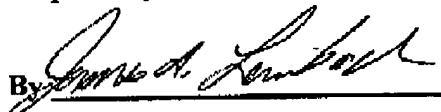
The Applicants have the right to be their own lexicographer. The definition supplied to a term by the specification in paragraph 27, as discussed above, must be used for interpretation of that term during prosecution. The Examiner is using a definition of the term "a recorded message" that is not consistent with the term as defined by the specification to the present invention.

The Applicants, respectfully, assert that Kast does not disclose or suggest a recorded message responsive to the external audio signal indicating a predefined audio segment. Therefore, this rejection is traversed.

In view of the foregoing amendment and remarks, the Applicant believes that the present application is in condition for allowance, with such allowance being, respectfully, requested.

The Commission is hereby authorized to charge any fees associated with the filing of this response to Account No. 50-3745, including extension fees but excluding issue fees, and to credit any over payments to the same account.

Respectfully submitted,

By 

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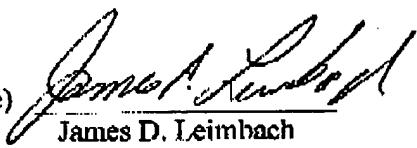
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